

HOUSE BILL 3685

By Swafford

AN ACT to amend Tennessee Code Annotated, Section 55-10-403, relative to the offense of driving under the influence of an intoxicant.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-10-403, is amended by deleting subsection (c)(1) and substituting instead the following:

(c)

(1)

(A)

(i) Participation in an alcohol and drug safety DUI school; and/or a drug offender school program, if available; and

(ii) A drug and alcohol assessment or treatment; or

(iii) If the court deems it appropriate and the service is available, both a drug and alcohol assessment and treatment, with the cost of such service being paid as provided in subdivision

(c)(4); or

(B) In lieu of or in addition to the requirements of subdivision (c)(1)(A), the judge shall order the offender to attend a victims impact panel program if such a program is offered in the county where the offense occurs, and, if the court finds the offender has the ability to pay, to pay a fee of not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00), as determined by the governing authority of the

program and approved by the sentencing judge, to the program to offset the cost of participation by the offender; or

SECTION 2. This act shall take effect July 1, 2010, the public welfare requiring it.